

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

SEA SHEPHERD LEGAL,

Plaintiff,

v.

NATIONAL OCEANIC AND  
ATMOSPHERIC ADMINISTRATION, *et al.*,

Defendants.

Case No. C19-463 JLR

JOINT STATUS REPORT AND  
~~PROPOSED~~ ORDER

Noted for Consideration:  
June 7, 2021

Plaintiff SEA SHEPHERD LEGAL (“SSL”) filed the above-captioned lawsuit under the Freedom of Information Act (“FOIA”) against Defendants NATIONAL OCEANIC AND ATMOSPHERIC ADMINISTRATION and NATIONAL MARINE FISHERIES SERVICES, seeking disclosure of certain documents (“First FOIA Lawsuit”). At the parties’ request, the Court consolidated the First FOIA Lawsuit with a related case, *Sea Shepherd Legal v. NOAA, et al.*, 19-cv-1485-JLR. Dkt. No. 34. The Court ordered that all remaining filings be made in the First FOIA Lawsuit. *Id.*

In their April 7, 2021 Joint Status Report, the parties explained that they were negotiating an agreement on the only remaining issue in this case, the allocation of attorneys’ fees. Dkt. No. 49. They, therefore, requested 60 days through June 7, 2021 to complete their negotiations and submit a proposed order to the Court. On April 14, 2021, the Court granted the parties’ request

1 (“April 14 Order”), ordering them to submit a proposed order regarding the allocation of  
2 attorneys’ fees on or before June 7, 2021. Dkt. No. 50.

3       The parties’ negotiations concerning attorneys’ fees have taken longer than anticipated,  
4 but the parties are confident that they are close to reaching an agreement. Accordingly, while  
5 they will endeavor to complete the negotiations in a shorter period of time, the parties  
6 respectfully request that the Court allow them an additional 60 days, through August 6, 2021, to  
7 complete their negotiations and submit a proposed order regarding allocation of attorneys’ fees  
8 to the Court.  
9  
10

11       Dated this 4th day of June 2021.

12                               Respectfully submitted,

13                               s/ Brett W. Sommermeyer  
14                               BRETT W. SOMMERMEYER, WSBA # 30003

15                               s/ Catherine E. Pruett  
16                               CATHERINE E. PRUETT, WSBA # 35140

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23                               Attorneys for Plaintiff  
24                               BRIAN T. MORAN  
25                               United States Attorney


26                               s/ Michelle R. Lambert  
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                             Attorneys for Defendants

**~~PROPOSED~~ ORDER**

The parties shall submit a proposed order regarding the allocation of attorneys' fees to the Court on or before August 6, 2021.

Dated this 8th day of June 2021.

  
**JAMES L. ROBART**  
United States District Judge